

**Town of Sunset Beach  
Monthly Council  
Work Session and Regular Meeting  
February 7, 2011**

**MINUTES**

**Members Present:** Mayor Ronald Klein, Mayor Pro-Tem Lou DeVita, Councilman Bob Bobinski, Councilwoman Karen Joseph, Councilwoman Carol Scott, and Councilman Wilson Sherrill.

**Members absent:** None

**Attorney & Staff Present:** Gary Parker, Town Administrator; Mike Isenberg, Town Attorney; Donna Rogers, Finance Director; Dustin Graham, Public Works Department Director; Patrick McDonald, Fire Department Captain; Lisa Massey, Police Chief and Lisa Anglin, Town Clerk.

**Work Session  
6:45 pm**

Mayor Klein called the Work Session to order; called for agenda amendments and general discussions by the Council.

**Agenda Discussion**

COUNCILMAN SHERRILL MADE A MOTION TO ADD ITEM 12 c. TO THE CLOSED SESSION AGENDA CONCERNING A PERSONNEL MATTER PURSUANT TO NCGS 143-318.11 (a) (6). COUNCILMAN BOBINSKI SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Old Bridge Preservation Society**

Mayor Pro-Tem DeVita thanked the members of the Old Bridge Preservation Society for their efforts to save the old bridge and to preserve it as the Town's history.

**Pontoon Bridge Video**

Gary Parker advised that BlueWater Media has completed the Bridge video and the final version has been received. Gary Parker advised that the video will be available for download from the new website.

**New Town Website**

Councilwoman Joseph advised that the new website is very close to completion.

## **Departmental Reports**

The Council reached a consensus to proceed with hearing the Departmental Reports since the Workshop was completed 10 minutes before the Council Meeting was scheduled to begin.

### **Administrator**

No Report given.

### **Police**

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

### **Public Works**

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

### **Building Inspections Department**

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

### **Fire**

Report submitted in writing and is on file with the Town Clerk; no verbal report given.

## **Land Acquisition Grant Applications**

Mayor Pro-Tem DeVita requested a status update on the Land Acquisition Grant Applications. Gary Parker advised that three (3) grants have been submitted and that the CAMA grant requirement will be released in April.

## **Fire Station #2**

Councilman Bobinski requested a status update for the Fire Station #2 project. Gary Parker advised that the project will be going out for bids in March and Council consideration of the bids received will be included on the April agenda.

## **Sewer Project**

Gary Parker advised that the drill needed for the Sewer Project is onsite and the drilling from the mainland to the island and back is expected to begin soon. Councilwoman Scott reminded the audience that the drilling operation will be continuous until the Contractor is able to bore to the island, attach to the pipe and retrieve it to the mainland under the waterway, approximately 24 – 72 hours. Councilwoman Scott also advised the audience that she is in contact with the Sewer Project representatives to determine how residents will be notified of street closings and inaccessible driveways.

## **Monthly Meeting**

### **7:00 pm**

#### **Call to Order & Pledge of Allegiance**

Mayor Klein called the Monthly Meeting to order at 7:00 pm and the Pledge of Allegiance was recited by those in attendance.

#### **Presentation – 2009/2010 Auditor Report**

Johnny Britt, S. Preston Douglas & Associates, presented the June 30, 2010 audit report to the Council. Mr. Britt advised the Council that the Local Government Commission (LGC) had reviewed and approved this report. Mr. Britt advised the Council that the LGC suggests that coastal Towns maintain a fund reserve equal to 9 – 10 months of operating costs and that the Town has approximately 18 months in reserve. Mr. Britt advised the Council that as of June 30, 2010 the Town was in sound financial condition. The 2009/2010 Audit Report will be filed in the Clerk's office.

#### **Presentation – Streetscape Committee Recommendations**

Lynn Strandquist and Tim Cate, Committee Members, presented the Streetscape Committee recommendations and landscaping plan to the Council. The recommendations and plan will be filed in the Clerk's office. The Council thanked the Committee for the work performed.

#### **Presentation – Parking Committee Recommendations**

Ron Watts, Committee Member, presented the Parking Committee Recommendations to the Council. The recommendations will be filed in the Clerk's office. The Council thanked to Committee for the work performed.

#### **Public Comments**

Herb Tinger 711 Oyster Bay Drive – Voiced opposition to the Parking Committee's recommendation that island renters/property owners be allowed special parking permits.

Charlie Nern 647 Oyster Bay Drive – Advised that 75% of the accommodations tax collected by the Town comes from island rentals.

#### **Minutes Approval**

MAYOR PRO-TEM DEVITA MADE A MOTION TO APPROVE THE JANUARY 10, 2011 REGULAR COUNCIL MEETING MINUTES AND THE JANUARY 24, 2011 SPECIAL MEETING MINUTES. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

#### **Old Business**

Consideration of Resolution concerning the County Curbside Recycling Concept  
COUNCILWOMAN JOSEPH MADE A MOTION TO APPROVE THE RESOLUTION OF SUPPORT TO THE BRUNSWICK COUNTY COMMISSIONERS FOR THEIR EFFORTS TO OFFER COUNTYWIDE CURBSIDE RECYCLING. COUNCILMAN SHERRILL SECONDED THE MOTION.

### **Old Business (Cont.)**

#### **Consideration of Resolution concerning the County Curbside Recycling Concept (Cont.)**

Councilwoman Scott advised that in order to fund the Countywide Curbside Recycling Program, a County property tax increase could be needed. The County Commissioners will make that determination when considering the program.

MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

### **New Business**

#### **Consideration of Resolution establishing Policy to Unseal Closed Minutes**

COUNCILMAN SHERRILL MADE A MOTION TO APPROVE THE RESOLUTION ESTABLISHING THE PROCEDURAL POLICY TO REVIEW AND UNSEAL CLOSED SESSION MINUTES. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

### **Public Comments**

Carol Santavicca 9109 Forest Drive – Advised that Tom Kelleher passed away.

Gene Method 112 Discovery Lake & Brian Blaine 726 Longleaf Drive – Both voiced opposition to the park land purchase; advised the Council of their efforts to obtain petition signatures of residents who also oppose the land purchase and showed the Council completed petition sheets.

Ann Bokelman 404 3<sup>rd</sup> Street – Informed the Council that the Old Bridge Preservation Society is in the planning stages for the use of the old bridge, advised that the Society has purchased the bridge and advised that anyone interested could visit the website for progress updates and information [www.oldbridgepreservationsociety.org](http://www.oldbridgepreservationsociety.org).

Rich Cerrato 517 Twisted Oak Lane – Read a prepared statement concerning the town official who is under investigation for conflict of interest.

Charlie Nern 647 Oyster Bay Drive – Voiced opposition to the statement read by Rich Cerrato.

### **Closed Session**

MAYOR PRO-TEM DEVITA MADE A MOTION TO GO INTO CLOSED SESSION TO:

- a. Approve the January 10, 2011 and January 24, 2011 Closed Session Minutes to prevent the disclosure of information that may be withheld from public inspection so long as public inspection would frustrate the purpose of the closed session pursuant to NCGS 143-318.10(e); and,
- b. To instruct the Town Attorney concerning the handling of the action entitled “Margaret K. McCarrel vs. State of North Carolina and Town of Sunset Beach, 10 SP 1205” pursuant to NCGS 143-318.11 (a) (3); and
- c. To discuss a charge or grievance against an employee pursuant to NCGS 143-318.11 (a) (6).

COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Closed Session (Cont.)**

The Council met in Closed Session for approximately 15 minutes.

MAYOR PRO-TEM DEVITA MADE A MOTION TO RETURN TO THE REGULAR MEETING. COUNCILWOMAN SCOTT SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

MAYOR PRO-TEM DEVITA MADE A MOTION TO RECONVENE THE REGULAR COUNCIL MEETING. COUNCILWOMAN JOSEPH SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

Mayor Klein advised that during the Closed Session the Council approved the January 10, 2011 and January 24, 2011 Closed Session Minutes; instructed the Town Attorney concerning the handling of the action entitled “Margaret K. McCarrel vs. State of North Carolina and Town of Sunset Beach, 10 SP 1205”, and discussed a personnel matter involving a charge or grievance against a town employee.

**Adjournment**

COUNCILWOMAN SCOTT MADE A MOTION TO ADJOURN THE FEBRUARY 7, 2011 COUNCIL MEETING. MAYOR PRO-TEM DEVITA SECONDED THE MOTION. MAYOR KLEIN CALLED FOR A VOTE AND THE MOTION CARRIED BY UNANIMOUS VOTE.

**Town of Sunset Beach**

*Ronald F. Klein, Mayor*

Submitted by:

*Lisa Anglin, Town Clerk*